

STATE OF MINNESOTA

OFFICE OF ADMINISTRATIVE HEARINGS

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IN THE MATTER OF THE ORDERLY ANNEXATION )  
AGREEMENT BETWEEN THE CITY OF SHAKOPEE )  
AND THE TOWN OF JACKSON PURSUANT TO )  
MINNESOTA STATUTES 414 )  
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ORDER

WHEREAS, a joint resolution for orderly annexation was adopted by the City of Shakopee and the Town of Jackson; and

WHEREAS, a resolution was received from the City of Shakopee and the Town of Jackson indicating their desire that certain property be annexed to the City of Shakopee pursuant to M.S. 414.0325;

WHEREAS, M.S. 414.0325 states that in certain circumstances the Director of Strategic and Long Range Planning may review and comment, but shall within 30 days order the annexation of land pursuant to said subdivisions; and

WHEREAS, Reorganization Order No. 192, effective March 8, 2005, has transferred the duties of the Director to the Chief Administrative Law Judge; and

WHEREAS, on November 16, 2006, the Chief Administrative Law Judge has reviewed and accepted the resolution for orderly annexation;

IT IS HEREBY ORDERED: That the following described property is hereby annexed in accordance with the terms of the joint resolution to the City of Shakopee, Minnesota, the same as if it had originally been made a part thereof:

Lot 1, Block 1, Theis Highlands 1<sup>st</sup> Addition, Scott County, Minnesota

Outlot A, Theis Highlands 1<sup>st</sup> Addition, according to the plat thereof on file and of record in the Office of the County Recorder, Scott County, Minnesota AND

All that part of the of the East Half of the Northeast Quarter of Section 14, Township 115, Range 23, Scott County, Minnesota lying southerly of the following described line:

Commencing at the northeast corner of said Section 14; thence South 01 degrees 01 minutes 25 seconds East, assumed bearing, along the east line of said northeast quarter, a distance of 1300.98 feet to the point of beginning of said line; thence North 85 degrees 45 minutes 11 seconds West, a distance of 153.40 feet to the westerly right of way line of the Minnesota Commissioner of Transportation Right of Way Plat No. 70-15; thence continuing North 85 degrees 45 minutes 11 seconds West, a distance of 1171.22 feet to the west line of said East Half of the Northeast Quarter and there terminating.

EXCEPT:

The land taken by the Minnesota Department of Transportation for highway right of way as recorded on the Minnesota Commissioner of Transportation Right of Way Plat No. 70-15.

AND EXCEPT

That part of the Northeast Quarter of Section 14, Township 115, Range 23, Scott County Minnesota described as follows: Commencing at the southeast corner of said Northeast Quarter; thence North 00 degrees 00 minutes 00 seconds East, assumed basis for bearings, along the east line of said Northeast Quarter 274.70 feet to the point of beginning of the land herein described; thence South 89 degrees 22 minutes 01 seconds West 441.00 feet; thence North 00 degrees 00 minutes 00 seconds East 150.00 feet; thence North 89 degrees 22 minutes 01 seconds East 441.00 feet to a point in the east line of said Northeast Quarter; thence South 00 degrees 00 minutes 00 seconds East, along said east line, 150.00 feet to the point of beginning.

AND EXCEPT

All that part of the East Half of the Northeast Quarter of Section 14, Township 115, Range 23, Scott County, Minnesota, described as follows: Beginning at the East Quarter Corner of said Section 14, Township 115, Range 23 and running thence North on the section line 208.70 feet; thence west parallel to the south line of the East Half of the Northeast Quarter 208.71 feet; thence South and parallel to the east line of said Section 14, 208.70 feet to the south line of said East Half of the Northeast Quarter; thence East on said south line 208.71 feet to the place of beginning.

AND

All that part of the West Half of the Northeast Quarter of Section 14, Township 115, Range 23, Scott County, Minnesota described as follows:

Commencing at the northeast corner of said Section 14; thence South 01 degrees 01

minutes 25 seconds East, assumed bearing, along the east line of said northeast quarter, a distance of 1300.98 feet; thence North 85 degrees 45 minutes 11 seconds West, a distance of 153.40 feet to the westerly right of way line of the Minnesota Commissioner of Transportation Right of Way Plat No. 70-15; thence continuing North 85 degrees 45 minutes 11 seconds West, a distance of 1171.22 feet to the west line of said East Half of the Northeast Quarter to the point of beginning; thence continuing North 85 degrees 45 minutes 11 seconds West, a distance of 216.14 feet; thence South 40 degrees 13 minutes 55 seconds West, a distance of 463.16 feet; thence South 00 degrees 40 minutes 02 seconds East, a distance of 1192.71 feet to the south line of said West Half to the Northeast Quarter; thence North 88 degrees 20 minutes 48 seconds East, along said south line, a distance of 518.67 feet to the east line of said West Half of the Northeast Quarter; thence North 00 degrees 40 minutes 02 seconds West, along said east line, a distance of 1515.36 feet to the point of beginning.

All that part of the of the West Half of the Northeast Quarter of Section 14, Township 115, Range 23, Scott County, Except that part of the following described property:

Commencing at the northeast corner of said Section 14; thence South 01 degrees 01 minutes 25 seconds East, assumed bearing, along the east line of said northeast quarter, a distance of 1300.98 feet; thence North 85 degrees 45 minutes 11 seconds West, a distance of 153.40 feet to the westerly right of way line of the Minnesota Commissioner of Transportation Right of Way Plat No. 70-15; thence continuing North 85 degrees 45 minutes 11 seconds West, a distance of 1171.22 feet to the east line of said West Half of the Northeast Quarter to the point of beginning; thence continuing North 85 degrees 45 minutes 11 seconds West, a distance of 216.14 feet; thence South 40 degrees 13 minutes 55 seconds West, a distance of 463.16 feet; thence South 00 degrees 40 minutes 02 seconds East, a distance of 1192.71 feet to the south line of said West Half of the Northeast Quarter; thence North 88 degrees 20 minutes 48 seconds East, along said south line, a distance of 518.67 feet to the east line of said West Half of the Northeast Quarter; thence North 00 degrees 40 minutes 02 seconds West, along said east line, a distance of 1515.36 feet to the point of beginning.

AND EXCEPT:

The land taken by the Minnesota Department of Transportation for highway right of way as recorded on the Minnesota Commissioner of Transportation Right of Way Plat No. 70-15.

All that part of the East Half of the Northeast Quarter of Section 14, Township 115, Range 23, Scott County, Minnesota lying northerly of the following described line:

Commencing at the northeast corner of said Section 14; thence South 01 degrees 01 minutes 25 seconds East, assumed bearing, along the east line of said northeast quarter, a distance of 1300.98 feet to the point of beginning of said line; thence North 85 degrees 45

minutes 11 seconds West, a distance of 153.40 feet to the westerly right of way line of the Minnesota Commissioner of Transportation Right of Way Plat No. 70-15; thence continuing North 85 degrees 45 minutes 11 seconds West, a distance of 1171.22 feet to the west line of said East Half of the Northeast Quarter and there terminating.

EXCEPT:

The land taken by the Minnesota Department of Transportation for highway right of way as recorded on the Minnesota Commissioner of Transportation Right of Way Plat No. 70-15.

The South Half of the Southwest Quarter of Section 14, Township 115, Range 23.

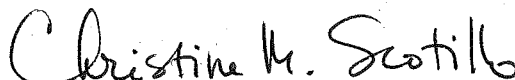
The Northwest Quarter of the Southeast Quarter of Section 14, Township 115, Range 23,

And a parcel in the Southeast corner of the Northeast Quarter of the Southwest Quarter of Section 14, Township 115, Range 23 described as follows: Commencing at the Southeast corner of said Northeast Quarter of the Southwest Quarter, thence running West 35 feet; thence Northeasterly to a point 35 feet North of the Southeast corner of Northeast Quarter of Southwest Quarter; thence South 35 feet to the place of beginning, all located in Scott County, Minnesota.

IT IS FURTHER ORDERED: That reimbursement of property taxes paid to the township from the city shall be in accordance with the terms of the Joint Resolution signed by the City of Shakopee on August 7, 2002 and the Town of Jackson on July 22, 2002, pursuant to Minn. Stat. 414.036.

Dated this 16<sup>th</sup> day of November, 2006.

For the Chief Administrative Law Judge  
658 Cedar Street, Room 300  
St. Paul, Minnesota 55155



Christine M. Scotillo  
Executive Director  
Municipal Boundary Adjustments

OA-882-1 Shakopee

MEMORANDUM

In ordering the annexation contained in Docket No. OA-882-1, the Chief Administrative Law Judge finds and makes the following comment:

Planning in the area designated for orderly annexation must be provided for by one of three provisions set forth in Minnesota Statutes Section 414.0325, Subd. 5. The joint resolution does not make reference to which of the three statutory provisions the parties have agreed on to govern planning in the designated area.

The parties are encouraged to consider this comment in light of any further amendments that may be otherwise necessary to this agreement for orderly annexation.

*CWS*